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**From:** Powers, David  
**To:** Psyk, Christine  
**CC:** Wu, Jennifer  
**Sent:** 3/13/2013 12:57:00 PM  
**Subject:** RE: Scanned image from R10000000SHARP

The scanned letter I sent (which you already had) is an exhibit to, and the primary basis for, the settlement agreement (along with the AG's opinion on DEQ's enforcement authority). The scanned letter is what I had in e-files.

I dug through my paper files and did find a copy of the Draft Oct. 29, 2009 draft approach which I'll have Tom PDF and e-mail to you. It is not signed or accompanied by any formal transmittal from DEQ.

I don't have the 1997 conditional approval letter but am pretty sure that the official Seattle files ( 4 boxes of OR CZARA stuff) would have it.

I couldn't find the July 2010 letter from DEQ but did find a Draft Feb. 22, 2010 DEQ "response" to NOAA/EPA preliminary decisions which I can have Tom PDF and e-mail to you if you want it. It has no transmittal or DEQ "endorsement" and was a staff level piece we informally used for discussion.

I'll also send a PDF of an 8/5/2009 EPA/NOAA letter to the State that provides important background.

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**From:** Psyk, Christine  
**Sent:** Wednesday, March 13, 2013 8:54 AM  
**To:** Powers, David  
**Cc:** Wu, Jennifer  
**Subject:** RE: Scanned image from R10000000SHARP

Dave, thank you so much, but I have this one. What I lack is a few others that are referred to along the way. It would be good to have the complete set of correspondences/documents that the state provided on which we based our settlement. So, what's missing for me are:

- The July 21, 2010 letter DEQ sent to us;
- Oregon's October 29, 2009 draft approach; and
- EPA's 1997 conditional approval.

Thanks.

Christine Psyk

Associate Director, R10 OWW

206-553-1906

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**From:** Powers, David  
**Sent:** Wednesday, March 13, 2013 8:44 AM  
**To:** Psyk, Christine  
**Cc:** Wu, Jennifer  
**Subject:** FW: Scanned image from R10000000SHARP

Christine – attached is a pdf of letter DEQ submitted to EPA/NOAA outlining their commitment for meeting CNPCP requirements. Option #1 for Forestry (IR TMDL) is what the State chose to pursue to meet outstanding CZARA forestry issues. EPA and NOAA used it as the basis for the NWEA settlement agreement.

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**From:** David Powers [<mailto:Powers.David@epamail.epa.gov>]  
**Sent:** Wednesday, March 13, 2013 8:33 AM  
**To:** Powers, David  
**Subject:** Fw: Scanned image from R10000000SHARP

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----- Forwarded by David Powers/R10/USEPA/US on 03/13/2013 08:32 AM -----

From: David Powers/R10/USEPA/US  
To: Rick Seaborne/R10/USEPA/US@EPA  
Cc: Krista Mendelman/R10/USEPA/US@EPA  
Date: 07/28/2010 12:41 PM  
Subject: Fw: Scanned image from R10OOOOOOSHARP

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Rick - Per our discussion here is the July 26, 2010 letter from OR DEQ committing to the "Implementation Ready TMDL"/"Safe Harbor" BMP approach in the CNPCP area.

**Ex. 5 - Deliberative**

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----- Forwarded by David Powers/R10/USEPA/US on 07/28/2010 12:27 PM -----

From: DONOTREPLYSHARPSCANNER <[DONOTREPLYSHARPSCANNER@mintra01.rtp.epa.gov](mailto:DONOTREPLYSHARPSCANNER@mintra01.rtp.epa.gov)>  
To: David Powers/R10/USEPA/US@EPA  
Date: 07/26/2010 03:24 PM  
Subject: Scanned image from R10OOOOOOSHARP  
Sent by: <[DONOTREPLYSHARPSCANNER@mintra01.rtp.epa.gov](mailto:DONOTREPLYSHARPSCANNER@mintra01.rtp.epa.gov)>

*(See attached file: DONOTREPLYSHARPSCANNER\_20100726\_153026.pdf)*